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IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

MARIO GONZALEZ,,

Defendant.

CASE NO. 2:20-CR-13-WBS

FINDINGS AND ORDER RE: EXCLUSION OF
TIME PERIODS UNDER SPEEDY TRIAL ACT

FINDINGS AND ORDER


This proposed findings and order memorializes the findings and order the Court made during the Status Conference on February 2, 2021. All appearances were made virtually. Mr. Gonzalez waived his right to a personal appearance and appeared with his counsel Mr. Beevers.

After discussing the pending motion, the parties all agreed to set the matter for further status conference on March 8, 2021. The government articulated that extensive discovery had been provided to counsel for Mr. Gonzalez, who required further time to review the discovery and prepare the case for trial. Accordingly, the Government moved to exclude time under the Speedy Trial Act between February 2, 2021 and March 8, 2021 to allow for the effective preparation of counsel, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A). Mr. Gonzalez did not object to this time exclusion. The Court found that there was good cause to exclude time between February 2, 2021 and March 8, 2021, given the need of counsel to prepare for trial.

1 Having heard and considered the motion and evidence, the Court hereby finds that the reasons
2 laid out in the government's oral motion demonstrate sufficient facts that provide good cause for a
3 finding of excludable time pursuant to the Speedy Trial Act, 18 U.S.C. § 3161(h). Specifically, the
4 Court finds that the government's oral motion to exclude time demonstrates good cause to exclude time
5 pursuant to the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A) for effective preparation. Finally, the Court
6 finds that, (i) the ends of justice served by the continuance outweigh the best interest of the public and
7 defendant in a speedy trial; and (ii) failure to grant the continuance would result in a miscarriage of
8 justice.

9 Time is hereby excluded under the Speedy Trial Act between February 2, 2021 and March 8,
10 2021, inclusive.

11 Dated: March 11, 2021

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13 WILLIAM B. SHUBB
14 UNITED STATES DISTRICT JUDGE
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